



INTELLECTUAL PROPERTY  
402-391-4448

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10328 PINEHURST AVE.  
OMAHA, NEBRASKA 68124

October 15, 2003

Commissioner for Patents  
Box: 1450  
Alexandria, VA 22313-1450

RE: APPLICATION OF JOHS ET AL., TITLED "ELLIPSOMETER OR  
POLARIMETER AND THE LIKE WITH BEAM CHROMATIC SHIFTING AND  
DIRECTING MEANS";  
SERIAL NO.: 10/613,051;  
FILE DATA: 07/07/2003.

PETITION

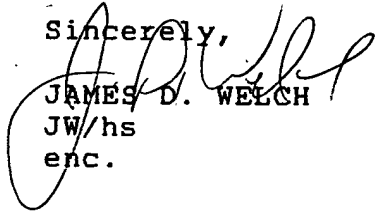
Dear Sir;

I am in receipt of a Notice of Omitted Parts dated  
10/06/2003, regarding the identified Application. The Notice  
holds that Figures 18 and 21 were not received with the  
Application. The Figures are both on the same page, which is in  
the Original File here. Enclosed please find a copy of the  
missing Figures 18 and 21 to be added to the Application.

Please find accompanying a check for \$130.00.

Please enter the Figures and provide a new Filing Receipt.

Sincerely,

  
JAMES D. WELCH  
JW/hs  
enc.

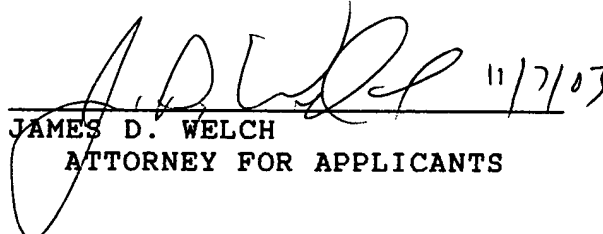
11/12/2003 EFLORES 00000125 10613051

01 FC:1460

130.00 OP

RE: APPLICATION OF JOHS ET AL.       )  
      SERIAL NO.: 10/613,051       )       PETITION  
      FILE DATA: 07/07/2003       )  
  )

The Commissioner is Petitioned to accept the accompanying payment of \$130.00 and enter the accompanying Figures 18 and 21 to the identified Application Serial No. 10/613,051, which Figures 18 and 21 apparently were not included with the Originally submitted Application.

 11/7/03  
\_\_\_\_\_  
JAMES D. WELCH  
ATTORNEY FOR APPLICANTS

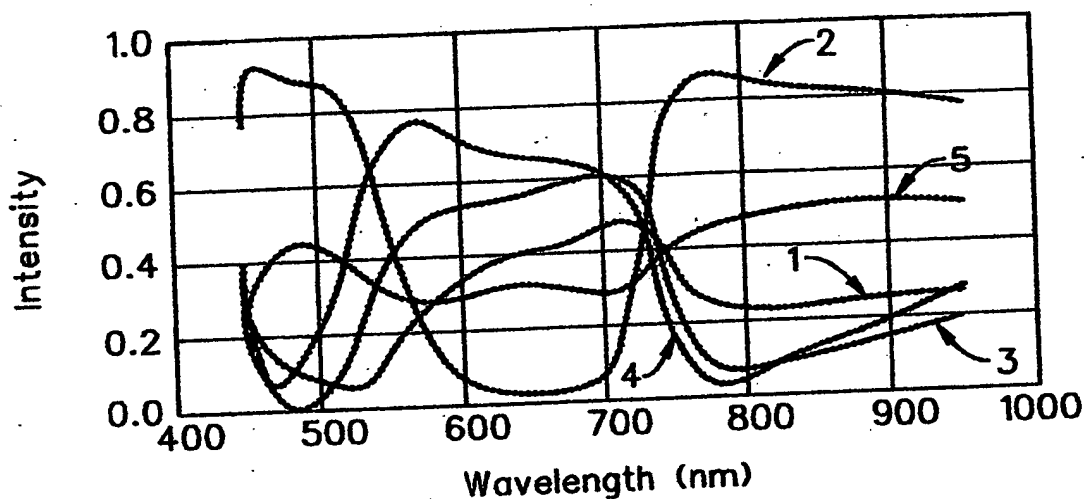


FIG. 18

COMPARISON OF SINGLE vs. DUAL  
WAVEPLATE COMPENSATOR DESIGN

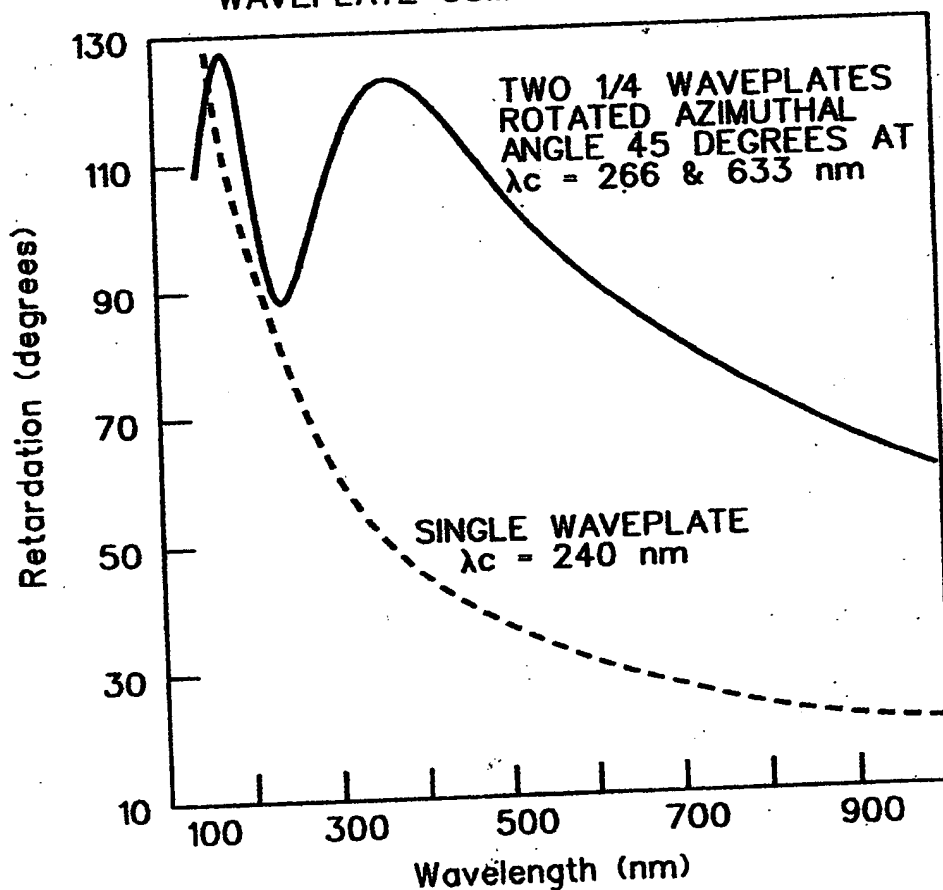


FIG. 21



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**NONPUBLICATION REQUEST  
UNDER  
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor		JOHS
Title	WLLIPSOMETER OR POLARIMETER AND THE...	
Any Docket Number		

I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

10-29-03  
Date

*Blaine D. Johs*  
Signature  
  
BLAINE D. JOHS  
Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application upon filing.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant must notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(e). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.